## UNITED STATES DISTRICT COURT DISTRICT OF MASSACHUSETTS

| LIBERTY MUTUAL INSURANCE COMPANY, | ) |                            |
|-----------------------------------|---|----------------------------|
| Plaintiff,                        | ) |                            |
| v.                                | ) | C.A. No. 1:04-CV-10677-DPW |
|                                   | ) |                            |
| THE BLACK & DECKER                | ) |                            |
| CORPORATION, BLACK & DECKER       | ) | ·                          |
| INC., BLACK & DECKER (U.S.)       | ) |                            |
| INC., EMHART CORPORATION,         | ) |                            |
| and EMHART, INC.,                 | ) |                            |
|                                   | ) |                            |
| Defendants.                       | ) |                            |
|                                   |   |                            |

## STIPULATION OF DISMISSAL (Review Avenue)

IT IS HEREBY STIPULATED AND AGREED, by and between the parties, pursuant to Rule 41(a)(1)(ii) of the Federal Rules of Civil Procedure, that all claims and counterclaims in the captioned action are hereby dismissed, with prejudice, without costs, and with all rights of appeal waived.

Respectfully submitted,

THE BLACK & DECKER CORPORATION, ET ALS.

By their Attorneys,

LIBERTY MUTUAL INSURANCE **COMPANY** 

By its Attorneys,

Ralph T. Lepore, III (BBO #294420) **HOLLAND & KNIGHT LLP** 10 St. James Avenue Boston, MA 02116 (617) 523-2700

Jack R. Pirozzolo (BBO #400400) Richard L. Binder (BBO #643240)

WILLCOX, PIROZZOLO &

**MCCARTHY** 

**Professional Corporation** 

50 Federal Street

Boston, Massachusetts 02110

(617) 482-5470

Dated: March 24, 2005

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I hereby certify under the pains and penalties of perjury that this document was served upon counsel for all parties in this case on